

## **Annual 47 C.F.R. § 64.2009(e) CPNI Certification Template**

### **EB Docket 06-36**

Annual 64.2009(e) CPNI Certification for **2010** covering the prior calendar year **2009**

1. Date filed: **February 11, 2010**

2. Name of company(s) covered by this certification: **Sky Connect LLC**

3. Form 499 Filer ID: N/A (Company does not provide interstate telecommunications or interstate telecommunications service)

4. Name of signatory: **Stephen Silverman**

5. Title of signatory: **President**

6. Certification:

I, **Stephen Silverman**, certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules.

*See 47 C.F.R. § 64.2001 et seq.*

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements (including those mandating the adoption of CPNI procedures, training, recordkeeping, and supervisory review) set forth in section 64.2001 *et seq.* of the Commission's rules.

The company **has not** taken actions (*i.e.*, proceedings instituted or petitions filed by a company at either state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year. [NOTE: *If you reply in the affirmative, please provide an explanation of any actions taken against data brokers.*]

The company **has not** received customer complaints in the past year concerning the unauthorized release of CPNI. [NOTE: *If you reply in the affirmative, please provide a summary of such complaints. This summary should include number of complaints, broken down by category or complaint, e.g., instances of improper access by employees, instances of improper disclosure to individuals not authorized to receive the information, or instances of improper access to online information by individuals not authorized to view the information.*]

The company represents and warrants that the above certification is consistent with 47 C.F.R. § 1.17 which requires truthful and accurate statements to the Commission. The company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed  [Signature of an officer, as agent of the carrier]

Attachments: Accompanying Statement explaining CPNI procedure

# **Customer Proprietary Network Information**

## **Purpose**

The purpose of these procedures is to protect the confidentiality of proprietary information of carriers, vendors and customers.

## **Scope**

These procedures apply to all personnel of Sky Connect LLC, including all permanent and temporary employees, their subsidiaries, affiliates, and members of their Board of Directors, as well as their consultants, advisors, and contractors.

## **Definitions**

***Customer Proprietary Network Inform (“CPNI”) means:***

(a) Information that relates to the quantity, technical configuration, type, destination, location, and amount of use of a telecommunications service subscribed to by any customer or a telecommunications carrier, and that is made available to the carrier by the customer solely by virtue of the carrier-customer relationship; and

(b) Information contained in the bills pertaining to telephone exchange service or telephone toll service received by a customer of a carrier.

***Sky Connect Service includes one category of service:***

(a) Broadband transport over satellite.

## **Procedures**

(a) CPNI may be released to contractors and/or vendors to provision Sky Connect Service ordered by the customer or to install inside wire, maintain or repair Sky Connect Service.

(b) CPNI will not be used for the purpose of marketing services, other than by affiliates of Sky Connect when marketing Sky Connect Service to an Sky Connect customer. Sky Connect will not use CPNI in any sales or marketing campaign. The President of Sky Connect shall review all outbound marketing campaigns prior to implementation to insure compliance with these procedures.

(c) The Sky Connect web site will not be used to collect personally identifying information. In particular, the web site will not be used to:

- Track, collect or record any information that can be used to identify an individual visitor at the Sky Connect web site.
- Attempt to create marketing or email address lists from the email we receive.
- Participate in any data mining activities with other vendors.

Sky Connect will not release any personally identifiable information to third parties for any reason. Additional information is included in the company's Acceptable Usage Policy that is included in our Customer Service Agreement.

### **Destruction of CPNI**

Company records including CPNI shall be destroyed when no longer required. Paper records must be shredded. Electronic media shall be given to the Director, Network Operations for destruction.

### **Compliance**

The issue of Confidentiality of information shall be discussed by supervisors with their direct reports and reinforced during periodic company-wide staff meetings. Employees must include "CONFIDENTIAL" on all documents that include CPNI.

It is the responsibility of all employees to comply with these procedures. Any deviation from this policy and its procedures may result in disciplinary action, up to and including termination of employment.

### **Advice and Counsel**

The President of Sky Connect shall provide advice and counsel regarding these procedures.

### **Reference**

These procedures are required under Section 222 of the Communications Act of 1934 and Sections 64.2005 to 64.2009 of the Federal Communications Commission's rules.